What is the opinion of Religious Islamic Scholars on this issue?

The discussion was going on between me and my wife. During this discussion I told to my wife that she were free completely from me to do whatever she wanted to do. In the next morning she got up and went to him father's home and since that day it had passed five months but she never came back.

In this situation I would like to ask that whether she was divorced according to Sharia or not ?

Irfan Ahmed s/o Shakil Ahmad

Answer

"You are free from me to do whatever you want to do" sentences like this causes one divorce reversible. It means that the couple may remain husband wife without performing the marriage process Nikah. If it has been passed three menstruation (Hais) and during this period if husband has done nothing verbal or physical to take her back she may not remain in his Nikah. Now he has to perform Nikah process. (Now he will own only two Talaq (divorce) instead of three as he has already used one of them.)

It is mentioned in Sahmi (one of the most authentic Islamic Laws Book according to Fiqh-E-Hanafi) "I free you" sentences like this considered explicit sentences for divorce.

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